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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11 CAROLE TRUITT, TRENTON TRUITT, }
12 KRISTINA WANDZILAK, ASHLEY }
13 HELLYER, KATHRYN TRUITT, as }
Wrongful Death Heirs of JAMES }
14 TRUITT, Deceased, and FRANK }
MARINO, as Personal Representative of }
the Estate of JAMES TRUITT, Deceased }
15 Plaintiffs, }
16 vs. }
17 UNITED TECHNOLOGIES }
18 CORPORATION, }
19 Defendant. }

Case No. CV-10-1573-JSW

Hon. Jeffrey S. White

**STIPULATION AND ORDER
MODIFYING BRIEFING SCHEDULE
FOR UNITED TECHNOLOGIES
CORPORATION'S MOTION TO
DISMISS AND/OR STRIKE
PLAINTIFFS' COMPLAINT**

HEARING DATE: July 9, 2010
TIME: 9:00 a.m.
PLACE: Courtroom 11

Action filed: April 13, 2010

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The parties stipulate through their respective attorneys of record that:

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Based on professional courtesy and good cause, Defendant UNITED TECHNOLOGIES
23 CORPORATION has agreed to modify the briefing schedule, subject to this Court's approval.

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The parties have agreed to the following:

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1. Plaintiffs' opposition to the motion must be filed by no later than June 1, 2010.
2. Defendant's reply brief to Plaintiffs' opposition must be filed by no later than
June 8, 2010.

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1 Dated: 21 May 2010

BRAYTON PURCELL LLP

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4 By: Noah J. Woods

5 Noah J. Woods
6 Attorneys for Plaintiff

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8 Dated: 20 May 2010

TUCKER, ELLIS, & WEST LLP

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10 By: Lance D. Wilson

11 Lance D. Wilson
12 Attorneys for Defendant
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14 United Technologies Corporation

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18 **[PROPOSED] ORDER**

19 The stipulation is DENIED without prejudice for failure to demonstrate good cause.

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21 IT IS SO ORDERED.

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23 Dated: May 27, 2010

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25 Jeffrey S. White
26 Honorable Jeffrey S. White

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